

#### **DETAILED ACTION**

##### ***Continued Examination Under 37 CFR 1.114***

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on **07/13/2009** has been entered. Claims 11-15, 19 and 20 are examined on the merits in this office action.

#### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with **Eric M. Grabski** (attorney of record) on August 28<sup>th</sup> 2009.

The application has been amended as follows:

##### ***In The Claims***

**Claims 1-10 and 15** have been **canceled** by this Examiner's amendment.

**Claim 11** has been amended as follows:

11. (Currently Amended) A method of dispersing living cells onto a wound area of skin of a subject comprising:

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forming a suspension including a subject's isolated autologous stem cells in a soluble medium;

placing the suspension into a receptacle of an air-jet sprayer having a nozzle orifice with a pore size of at least 1000 microns; and

dispersing the suspension onto a the wound area of skin of the subject using the nozzle orifice of the air-jet sprayer;

wherein the forming the suspension and dispersing steps occur after, but within one day of the formation of the wound area.

**Claims 11-14, 19 and 20 have been allowed by this Examiner's Amendment.**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SATYENDRA K. SINGH whose telephone number is (571)272-8790. The examiner can normally be reached on 9-5MF.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jon P. Weber can be reached on 571-272-0925. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Satyendra K. Singh/  
Examiner, Art Unit 1657

/JON P WEBER/  
Supervisory Patent Examiner, Art Unit 1657